## RECEIVED CENTRAL FAX CENTER

OCT 3 1 2006

HEWLETT-PACKARD COMPANY Intelloctual Property Administration P.O. Box 272400 Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO.

PATENT APPLICATION 100202201-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Eric Anderson

Confirmation No.: 5490

Application No.: 10/600,601

/600 601

Examiner: Usmaan Saeed

Filing Date:

June 20, 2003

Group Art Unit: 2166

01 FC:1401

500.00 DA

Title: Adaptive Migration Planning and Execution

Commissioner For Patents PO Box 1450 Alexandria, VA 22313-1450

## NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date. 07-31-2006 , rejecting the following claims 1-15,17-22,24-27,. The fee for this Notice of Appeal is (37 CFR 1.17(B)) and 29-34 \$500.00. (complete (a) or (b) as applicable ) The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below: 3rdMonth 4th Month 2nd Month 1st Month \$1020 \$1590 \$120 \$450 The extension fee has already been filed in this application (b) Applicant believes that no extension of time is required. However, this conditional petition is being  $\mathbf{x}$ made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time. \$ 500.00 At any time during the pendency of this application, Please charge to Deposit Account 08-2025 the sum of \_ please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CRF 1.25. Addionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed. I hereby certify that this correspondence is being deposited with the United States Postal Service Respectfully submitted, as first class mail in an envelope addressed to: Eric Anderson Commissioner for Patents, Alexandria, VA 22313-1450 Ву Date of Deposit: Dan C. Hu OR | I hereby certify that this paper is being Attorney/Agent for Applicant(s) transmitted to the Patent and Trademark Office facsimile number (571) 273-8300. Reg No.: 40,025 Date of facsimile: October 31, 2006 October 31, 2006 Date: Typed Name: **Ginger Yount** Telephone: (713) 468-8880, ext. 304 Signatured 69666994 98595 10600601 11/01/2006 TL0111 Ray 10/05 (NotaAppeal)